

**UNITED STATES INTERNATIONAL TRADE COMMISSION**  
**Washington, D.C. 20436**

In the Matter of

**CERTAIN BASEBAND PROCESSOR  
CHIPS AND CHIPSETS,  
TRANSMITTER AND RECEIVER  
(RADIO) CHIPS, POWER CONTROL  
CHIPS, AND PRODUCTS CONTAINING  
SAME, INCLUDING CELLULAR  
TELEPHONE HANDSETS**

**Inv. No. 337-TA-543**

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION GRANTING COMPLAINANT'S MOTION FOR SUMMARY  
DETERMINATION THAT IT SATISFIES THE ECONOMIC PRONG OF THE  
DOMESTIC INDUSTRY REQUIREMENT**

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined not to review the presiding administrative law judge's ("ALJ's") initial determination ("ID") granting complainant's motion for summary determination that it satisfies the economic prong of the domestic industry requirement of 19 U.S.C. § 1337(a)(3)(C).

**FOR FURTHER INFORMATION:** Timothy P. Monaghan, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-3152. Copies of the nonconfidential version of the ID and all nonconfidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-2000. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>.

**SUPPLEMENTARY INFORMATION:** On June 21, 2005, the Commission instituted an investigation under section 337 of the Tariff Act of 1930, 19 U.S.C. §1337, based on a complaint filed by Broadcom Corporation of Irvine, California (“Broadcom”), alleging a violation of section 337 in the importation, sale for importation, and sale within the United States after importation of certain baseband processor chips and chipsets, transmitter and receiver (radio) chips, power control chips, and products containing same, including cellular telephone handsets by reason of infringement of certain claims of U.S. Patent Nos. 6,374,311 (“the ‘311 patent”), 6,714,983 (“the ‘983 patent”), 5,682,379 (“the ‘379 patent”), 6,359,872 (“the ‘872 patent”), and 6,583,675 (“the ‘675 patent”). The complainant named Qualcomm Incorporated of San Diego, California as respondent.

On December 23, 2005, Broadcom filed a motion for summary determination that Broadcom has satisfied the economic prong of the domestic industry requirement under 19 U.S.C. § 1337 (a)(3)(C) with respect to the ‘311, ‘983, ‘379, ‘872, and ‘675 patents. The Commission investigative attorney supported the motion. Respondent filed a response stating it takes no position with regard to the motion.

On January 24, 2006, the ALJ issued the subject ID (Order No. 19) granting the motion for summary determination. No petitions for review of the ID were filed.

The Commission has determined not to review the subject ID (Order No. 19).

The authority for the Commission’s determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and in section 210.42 of the Commission’s Rules of Practice and Procedure (19 C.F.R. § 210.42).

By order of the Commission.

Marilyn R. Abbott  
Secretary to the Commission

Issued: February 17, 2006